

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2005-98-C – ORDER NO. 2007-72
FEBRUARY 1, 2007

IN RE: Application of Matrix Telecom, Inc. for a) ORDER GRANTING
Certificate of Public Convenience and) REQUEST FOR
Necessity to Resell Local Exchange) CONFIDENTIAL
Telecommunications Services within the State) TREATMENT
of South Carolina.)

This matter comes before the Public Service Commission of South Carolina (Commission) on the request filed by Matrix Telecom, Inc. d/b/a Matrix Business Technologies (Matrix or the Company) for confidential treatment of certain material filed in this docket. Matrix requests that Exhibit C to the Company's Application to Expand Existing Certificate of Public Convenience and Necessity (Application), filed with the Commission on January 16, 2007, be held confidential. In its request, Matrix delineates the material for which the Company's seeks confidential treatment and files such information in a separate package clearly marked "confidential", in compliance with the guidelines set out in Commission Order No. 2005-226, "Order Requiring Designation of Confidential Materials", issued May 6, 2005.

Exhibit C to Matrix's Application contains financial data for the Company. According to Matrix, this data constitutes competitively sensitive trade secret information that is proprietary to the Company and is not routinely disclosed in any public forum. Matrix asserts due to the competitive nature of the telecommunications market, public

disclosure of Exhibit C would result in competitive harm to Matrix by providing competitors with information that could be used against Matrix in the market.

S.C. Code Ann. Section 30-4-40(a)(1) states that matters to be exempt from the South Carolina Freedom of Information Act (FOIA) include: “Trade secrets, which are defined as unpatented, secret, commercially valuable plans, appliances, formulas, or processes, which are used for the making, preparing, compounding, treating, or processing of articles or materials which are trade commodities obtained from a person and which are generally recognized as confidential and work products, in whole or in part collected or produced for sale or resale, and paid subscriber information. Trade secrets also include, for those public bodies who market services or products in competition with others, feasibility, planning, and marketing studies, marine terminal service and nontariff agreements, and evaluations and other materials which contain references to potential customers, competitive information, or evaluation.”

We find that the information for which Matrix seeks protection as confidential falls within the definition of materials which may be exempted from disclosure under FOIA. The Commission therefore grants the request of Matrix and rules that the aforementioned information provided in Exhibit C to Matrix’s Application shall be considered proprietary and confidential and filed under seal.

IT IS THEREFORE ORDERED:

1. The request of Matrix Telecom, Inc. d/b/a Matrix Business Technologies is granted. The material cited is hereby declared confidential. The Commission and

Commission Staff shall treat the materials as confidential, and such materials shall not be subject to public disclosure absent further order of this Commission.

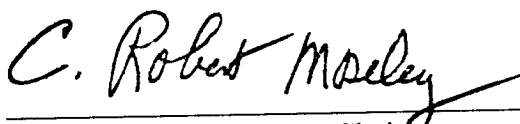
2. This Order shall remain in full force and effect until further order of the Commission.

BY ORDER OF THE COMMISSION:



G. O'Neal Hamilton, Chairman

ATTEST:



C. Robert Moseley, Vice Chairman

(SEAL)